

8/15/00 VACATION EDEN PRAIRE RD
R-O-W/DRAINAGE & UTILITY
EASEMENTS-GRANDVIEW SQ.

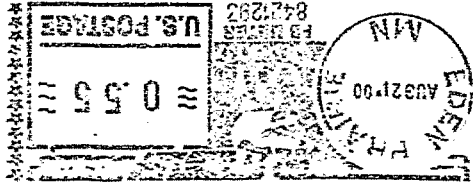
Application
for compelling hearing
P.H. Notice
P.H. Affidavit of Pub
Letters to Utah
Utah. Reverses Rec.

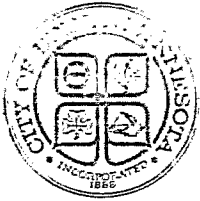
✓ Relevant
✓ N S P
~~1/21/89~~ ✓ in volume
✓ U.S. West
✓ 2 June
Ct of Marling
Ct of Idaho

10210 Crossstown Circle
Eden Prairie, MN 55344

 **TIME WARNER**
CABLE

City Clerk
City of Edina
4881 W 50th ST
EDINA MN 55424





City of Edina

June 15, 2001

Ms. Tracy McGuire
Dorsey & Whitney
220 South 6th Street
Minneapolis, MN 55402-1498

RE: Notice of Completion for street vacation – Eden Circle

Dear Tracy:

I am enclosing two Notices of Completion for a the City Council approved on June 5, 2001. Please have the Notice of Completion entered in the transfer record of the county Auditor and filed with the County Recorder and then return the recorded documents to me.

I will have Mayor Maetzold sign the vacation resolution on Tuesday and send it to you Wednesday, along with the resolution for the final plat and both staff reports. If you need further documents, please call. Thank you for your cooperation.

Sincerely,

Debra A. Mangen
City Clerk

Enclosures: (2)



AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA)

SS.

COUNTY OF HENNEPIN)

Frank Chilinski, being duly sworn on an oath states or affirms, that he is the publisher of the newspaper known as Sun-Current, or the president's designated agent, and has full knowledge of the facts stated below:

(A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minn. Stat. §331A.02, §331A.07, and other applicable laws, as amended.

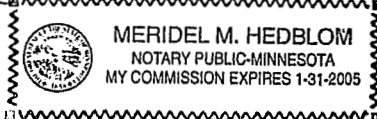
(B) The printed public notice that is attached was published in the newspaper once each week, for two successive weeks; it was first published on Wednesday, the 20 day of September, 2000, and was thereafter printed and published on every Wednesday to and including Wednesday, the 27 day of September, 2000; and printed below is a copy of the lower case alphabet from A to Z, both inclusive, which is hereby acknowledged as being the size and kind of type used in the composition and publication of the notice:

abcdefghijklmnopqrstuvwxyz

By [Signature]
Publisher

Subscribed and sworn to or affirmed before me
on this 27 day of Sept, 2000.

[Signature]
Notary Public



RATE INFORMATION

- | | |
|--|-------------------------|
| (1) Lowest classified rate paid by commercial users for comparable space | \$ <u>2.85 per line</u> |
| (2) Maximum rate allowed by law | \$ <u>6.20 per line</u> |
| (3) Rate actually charged | \$ <u>1.40 per line</u> |

City of Edina

(Official Publication)
CITY OF EDINA
4501 WEST 50TH STREET
EDINA, MINNESOTA 55424
NOTICE OF PUBLIC HEARING ON
VACATION OF DRAINAGE AND UTILITY
EASEMENTS
IN THE CITY OF EDINA
HENNEPIN COUNTY MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Minnesota will meet on October 5, 2000, at 7:00 P.M. in the Council Chambers at 4801 West 50th Street for a public hearing for the proposed vacation of the following described utility and drainage easements:

Easement Per Doc. No. 3490171

The south seven and five tenths feet (7.5') of the east two hundred fifteen feet (215') of the west two hundred forty-eight feet (248') of the northwest one-quarter of Section 6, Township 116, Range 21, and a strip of land fifteen feet (15') in width, seven and five tenths feet (7.5') on each side of a line described as follows:

Commencing at a point on the south line of the northwest one-quarter of Section 6, Township 116, Range 21, which point is two hundred twenty-eight feet (228') east of the southwest corner of said northwest one-quarter; thence northeasterly deflecting 43 degrees 18 minutes from the south line of said northwest one-quarter a distance of one hundred ninety-five feet (195'); thence at a deflection angle to the right of 39 degrees 52 minutes, a distance of one hundred thirty and four tenths feet (130.4'); thence northerly to a point on the south line of Indian Hills Road, which point is five hundred eleven and three tenths feet (511.3') east of the west line of Section 6, Township 116, Range 21.

Together with a twenty foot (20') temporary construction easement on either side of the aforementioned permanent easement and lying within said northwest one-quarter of Section 6, Township 116, Range 21, said temporary easement to terminate December 31, 19

All persons who desire to be heard with respect to the question of whether or not the above proposed street right of way and utility and drainage vacation is in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed street vacation affects existing easements within the area of the proposed vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric, telephone or cable television poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of such easement, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

By order of the City Council
Debra Mangen
City Clerk

Dated August 24, 2000

(Sept. 20 & 27, 2000)D1/ Easement Doc.

Member Johnson introduced the following Resolution and moved its adoption:

**RESOLUTION NO. 2000-80
RESOLUTION VACATING PUBLIC RIGHT-OF-WAY,
UTILITY AND DRAINAGE EASEMENTS FOR
GRANDVIEW SQUARE PHASE 1**

WHEREAS, a motion of the City Council, on the 19TH day of July, 2000, fixed a date for a public hearing on a proposed vacation of public right-of-way, utility and drainage easements; and

WHEREAS, two weeks published and posted notice of said hearing was given and the hearing was held on the 15th day of August, 2000, at which time all persons desiring to be heard were given an opportunity to be heard thereon; and

WHEREAS, the Council deems it to be in the best interest of the City and of the public that said public right-of-way, utility and drainage easements be made; and

WHEREAS, the Council considered the extent the vacation affects existing easements within the area of the vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric, telephone or cable television poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation to continue maintaining the same, or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove or otherwise attend thereto;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Edina, Hennepin County, Minnesota, that the following public street right-of-way, and utility and drainage easements are hereby vacated effective as of ~~July 19, 2000~~ **AUGUST 15, 2000**:

The vacation of utility and drainage easement per Document No. 361375 described as follows:

The south ten feet (10') of the east one hundred eight feet (180') of Lot 2, Block 1, WANNER ADDITION

The vacation of utility and drainage easement per Document No. 3613176 described as follows:

A fifteen foot (15') wide easement lying seven and five tenths feet (7.5') on either side of the following described line: Commencing at a point in the south line of Eden Avenue, said point being three hundred sixty-five feet (365') east of the west line of Government Lot 8, Section 35, Township 117, Range 21; thence southerly parallel to the west line of said Government Lot 8 to an intersection with the easterly extension of the south line of Lot 2, Block 1 WANNER ADDITION; thence westerly to the southeast corner of said Lot 2, Block 1, WANNER ADDITION.

The vacation of roadway easement per Document No. 2419555 described as follows:

An easement over a part of Government Lot 8, Section 28, Township 117 North, Range 21 West, Hennepin County, Minnesota, for roadway purposes, 16 feet in width, being 8 feet on each side of the following described line, Commencing at a point on the south line of Eden Prairie Road, 358 feet due East from the West line of said Government Lot 8; thence south and parallel with west line of said Government Lot 8 to a point which is 612.9 feet north of the south line of said Lot 8; thence west at right angles to east line of Lot 2, Block 1, WANNER ADDITION, according to the recorded plat thereof, Hennepin County, Minnesota.

Sunde

The vacation of roadway easements per in Document No. 2985877✓ described as follows:

An easement for roadway purposes over and across the South Twenty-five (25) feet of Lot Two (2), WANNER ADDITON, according to the recorded plat thereof on file and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota and together with an easement for roadway purposes over and across the North Twenty-five (25) feet of Lot Three (3), WANNER ADDITION, according to the recorded plat thereof.

The vacation of an easement per Document No. 3561767✓ described as follows:

The west ten (10) feet of the south twenty-five (25) feet of Lot 2, Block 1, WANNER ADDITION, according to the recorded plat thereof, Hennepin County, Minnesota.

BE IT FURTHER RESOLVED, that said vacation does not affect, and there are continued, reserved, and retained, by the said resolution ordering the vacation, the following existing easements and authority in, on and under the above vacated area.

The authority of Northern States Power Company, USWest Communications, Time Warner Cable Minnesota, or Reliant Energy Minnegasco to enter upon the above vacated area for the maintenance, replacement, repair and removal of and for otherwise attending to, underground conduit, manholes, cables, wires and poles required for utility service now in, on or under the above vacated area.

BE IT FURTHER RESOLVED that the City Clerk is authorized and directed to cause a notice of completion of proceedings to be prepared, entered in the transfer record of the County Auditor, and filed with the County Recorder, in accordance with Minnesota Statutes, Section 412.851.

Attest: _____

Clerk

Mayor

Dated ~~July 19, 2000~~.

AUGUST 15, 2000



City of Edina

July 28, 2000

Mr. Andrew Dols
Paragon Cable
10210 Crosstown Circle
Eden Prairie, MN 55435-3377

Re: Vacation of Utility Easements & Street Right-of-way, Grandview Square

Dear Andrew:

I am sending copies of a public hearing notice, the exhibit from the vacation request, and an Edina check off sheet for both above referenced vacation request received by my office. The City Council has scheduled the public hearing for this vacation on August 15, 2000. I would very much appreciate your response by Tuesday August 8, 2000, if possible. This allows time for City staff to complete necessary work before the public hearing. If I may answer any questions regarding this matter, or if you need any other documentation please feel free to contact me at your convenience.

Sincerely,


Debra Mangen
City Clerk

Enclosures



City Of Edina, Minnesota
DEPARTMENT OF ADMINISTRATION
4801 West 50th Street, Edina, Minnesota 55424-1394
Phone • (612) 927-8861 TDD • (612) 826-0379 Fax • (612) 826-0390

STREET AND/OR EASEMENT VACATION REVIEW

Proposed Property/Area To Be Vacated: Grandview Square

City Engineer by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional
Minnegasco by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional
NSP by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional
Paragon Cable by _____	<input checked="" type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional
U.S. West by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional

Conditions: _____

Location: _____

Please sign and return indicating receipt of notice. Thank you for your cooperation.

Return to: City Clerk
City of Edina
4801 W. 50th Street
Edina, MN 55424
Telephone: 826-0408
Fax: 826-0390

[illegible]

(Official Publication)
CITY OF EDINA
4801 WEST 50TH STREET
EDINA, MINNESOTA 55424
NOTICE OF PUBLIC HEARING ON
VACATION OF DRAINAGE AND UTILITY
EASEMENTS AND PUBLIC STREET RIGHT OF WAY
IN THE CITY OF EDINA
HENNEPIN COUNTY MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Minnesota will meet on August 15, 2000, at 7:00 P.M. in the Council Chambers at 4801 West 50th Street for a public hearing for the proposed vacation of the following described public street right of way and utility and drainage easements:

The vacation of utility and drainage easement per Document No. 3613176 described as follows:

A fifteen foot (15') wide easement lying seven and five tenths feet (7.5') on either side of the following described line: Commencing at a point in the south line of Eden Avenue, said point being three hundred sixty-five feet (365') east of the west line of Government Lot 8, Section 35, Township 117, Range 21; thence southerly parallel to the west line of said Government Lot 8 to an intersection with the easterly extension of the south line of Lot 2, Block 1 WANNER ADDITON; thence westerly to the southeast corner of said Lot 2, Block 1, WANNER ADDITON.

The vacation of roadway easement per Document No. 2419555 described as follows:

An easement over a part of Government Lot 8, Section 28, Township 117 North, Range 21 West, Hennepin County, Minnesota, for roadway purposes, 16 feet in width, being 8 feet on each side of the following described line, Commencing at a point on the south line of Eden Prairie Road, 358 feet due East from the West line of said Government Lot 8; thence south and parallel with west line of said Government Lot 8 to a point which is 612.9 feet north of the south line of said Lot 8; thence west at right angles to east line of Lot 2, Block 1, WANNER ADDITION, according to the recorded plat thereof, Hennepin County, Minnesota.

The vacation of roadway easements per in Document No. 2985877 described as follows:

An easement for roadway purposes over and across the South Twenty-five (25) feet of Lot Two (2), WANNER ADDITON, according to the recorded plat thereof on file and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota and together with an easement for roadway purposes over and across the North Twenty-five (25) feet of Lot Three (3), WANNER ADDITION, according to the recorded plat thereof.

The vacation of an easement per Document No. 3561767 described as follows:

The west ten (10) feet of the south twenty-five (25) feet of Lot 2, Block 1, WANNER ADDITION, according to the recorded plat thereof, Hennepin County, Minnesota.

All persons who desire to be heard with respect to the question of whether or not the above proposed street right of way and utility and drainage vacation is in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed street vacation affects existing easements within the area of the proposed vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric, telephone or cable television poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of such easement, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

Dated July 19, 2000

Please publish in the Edina Sun Current, Wednesday, July 26 and August 2, 2000

Send two affidavits of publication

Bill to Edina City Clerk



REPORT/RECOMMENDATION

To: Mayor & City Council	Agenda Item # <u>II.A.</u>
From: Francis J. Hoffman <i>FJH</i> City Engineer	Consent <input type="checkbox"/>
Date: August 15, 2000	Information Only <input type="checkbox"/>
Subject: Vacation of Public Right of Way and Utility and Drainage Easements - Phase I - Grandview Square	Mgr. Recommends <input type="checkbox"/> To HRA
	<input checked="" type="checkbox"/> To Council
	Action <input type="checkbox"/> Motion
	<input checked="" type="checkbox"/> Resolution
	<input type="checkbox"/> Ordinance
	<input type="checkbox"/> Discussion

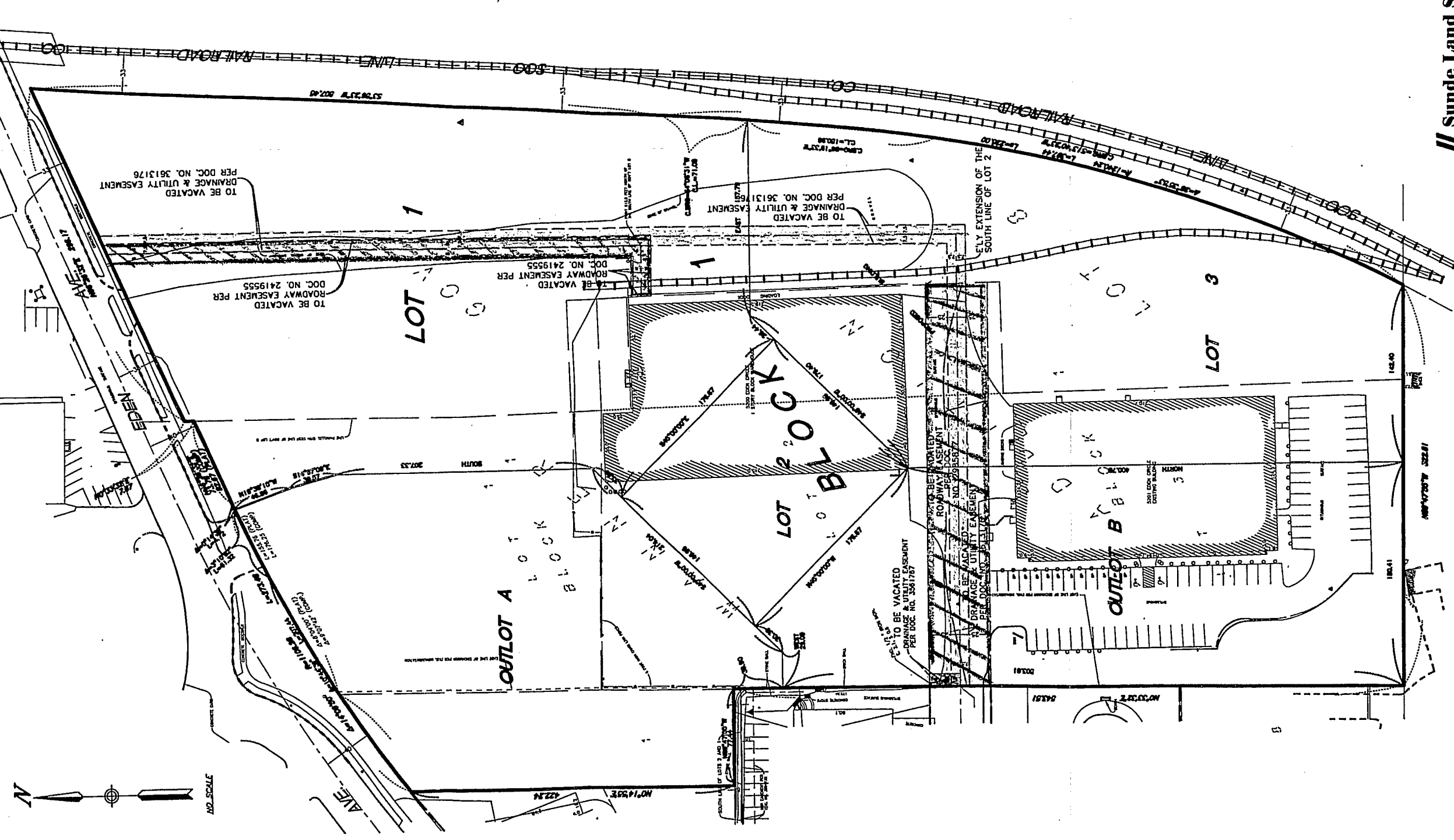
Recommendation:

Recommend vacating existing utility and roadway drainage easements in Grandview Square with the reservation that the sanitary sewer service to 5244 Eden Circle be maintained during construction.

Info/Background:

This vacation of public use is a result of the Grandview Square redevelopment. New easements are being granted with the new plat and development documents. The only issue identified by abutting property owners is the need to maintain the sewer service for 5244 Eden Circle and any utility relocation if identified by a utility. We do not have a response from Time Warner but the other utilities have approved vacation request as long as it means the existing buildings are removed. Staff recommends approval.

**EASEMENT VACATION SKETCH FOR:
GRANDVIEW SQUARE**



KRASS MONROE, P.A.

A T T O R N E Y S A T L A W

■ Phillip R. Krass
CERTIFIED CIVIL TRIAL SPECIALIST
Email rodtk@krassmonroe.com
www.krassmonroe.com

August 11, 2000

The Honorable Mayor and City Council
City of Edina
4801 West 50th Street
Edina, MN 55424-1394

Re: Notice of Public Hearing for Vacation of
Public Utilities and Streets
Our File No. 10240-1

Dear Mayor and Council Members:

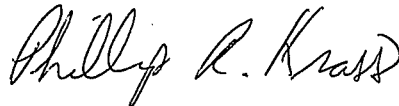
Our office represents Ed Noonan, the owner of the building located at 5244 Eden Circle in Edina. Mr. Noonan has received the Amended Notice of a vacation hearing set for August 15, 2000, at 7:00 p.m. It appears that the vacation of certain of these utility, drainage and roadway easements will have a direct impact upon Mr. Noonan's property. As you are aware, under the law, a vacation such as this should not occur if it is going to adversely impact those who utilize such utilities.

Consequently, please be advised that Mr. Noonan objects to the vacation of any of these easements insofar as they may adversely impact his continued use, enjoyment and occupancy of his building.

Thank you.

Very truly yours,

KRASS MONROE, P.A.



Phillip R. Krass
Attorney at Law

PRK/ph 

cc: Client

G:\WPDATA\N\NOONAN\CORRES\MAYOR AND COUNCIL2.DOC

Suite 1100 Southpoint Office Center
1650 West 82nd Street, Minneapolis, Minnesota 55431-1447
Telephone 952.885.5999 Facsimile 952.885.5969
Website www.krassmonroe.com



City Of Edina, Minnesota
DEPARTMENT OF ADMINISTRATION
4801 West 50th Street, Edina, Minnesota 55424-1394
Phone • (612) 927-8861 TDD • (612) 826-0379 Fax • (612) 826-0390

STREET AND/OR EASEMENT VACATION REVIEW

Proposed Property/Area To Be Vacated: Grandview Square

City Engineer by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional
Minnegasco by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional
NSP by <u>[Signature]</u>	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input checked="" type="checkbox"/> Conditional
Paragon Cable by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional
U.S. West by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional

Conditions: EXISTING FACILITIES MUST
BE PROTECTED.

Location: HIGH LIGHTED

Please sign and return indicating receipt of notice. Thank you for your cooperation.

Return to: City Clerk
City of Edina
4801 W. 50th Street
Edina, MN 55424
Telephone: 826-0408
Fax: 826-0390

[illegible]



City Of Edina, Minnesota

DEPARTMENT OF ADMINISTRATION

4801 West 50th Street, Edina, Minnesota 55424-1394

Phone • (612) 927-8861 TDD • (612) 826-0379 Fax • (612) 826-0390

STREET AND/OR EASEMENT VACATION REVIEW

Proposed Property/Area To Be Vacated: Grandview Square

✓ City Engineer by *PJ Hoffna* ☐ Acceptable ☐ Opposed ☒ Conditional
Minnegasco by _____ ☐ Acceptable ☐ Opposed ☐ Conditional
NSP by _____ ☐ Acceptable ☐ Opposed ☐ Conditional
Paragon Cable by _____ ☐ Acceptable ☐ Opposed ☐ Conditional
U.S. West by _____ ☐ Acceptable ☐ Opposed ☐ Conditional

Conditions:

Board on going sewer service to
in women's building

Location:

Please sign and return indicating receipt of notice. Thank you for your cooperation.

Return to: City Clerk
City of Edina
4801 W. 50th Street
Edina, MN 55424
Telephone: 826-0408
Fax: 826-0390



City Of Edina, Minnesota

DEPARTMENT OF ADMINISTRATION

4801 West 50th Street, Edina, Minnesota 55424-1394

Phone • (612) 927-8861 TDD • (612) 826-0379 Fax • (612) 826-0390

STREET AND/OR EASEMENT VACATION REVIEW

Proposed Property/Area To Be Vacated: Grandview Square

City Engineer by _____ ☐ Acceptable ☐ Opposed ☐ Conditional

Minnegasco by Steve M. By ☒ Acceptable ☐ Opposed ☐ Conditional

NSP by _____ ☐ Acceptable ☐ Opposed ☐ Conditional

Paragon Cable by _____ ☐ Acceptable ☐ Opposed ☐ Conditional

U.S. West by _____ ☐ Acceptable ☐ Opposed ☐ Conditional

Conditions: _____

Location: _____

Please sign and return indicating receipt of notice. Thank you for your cooperation.

Return to: City Clerk
City of Edina
4801 W. 50th Street
Edina, MN 55424
Telephone: 826-0408
Fax: 826-0390

STATE OF MINNESOTA)
COUNTY OF HENNEPIN) SS
CITY OF EDINA)

CERTIFICATE OF MAILING NOTICE

I, the undersigned, being the duly qualified acting City Clerk of the City of Edina, Minnesota, hereby certify that on the following date August 5, 2000, acting on behalf of said City I deposited in the United States mail copies of the attached: Notice of Public Hearing - Vacation of Public Right-of Way, Drainage and Utility Easements (Exhibit A) enclosed in sealed envelopes, with postage thereon duly prepaid, addressed to the persons at the addresses as shown on the mailing list (Exhibit B) attached to the original hereof, which list is on file in my office, said persons being those appearing on the records of the County Auditor as owners of the property listed opposite their respective names, as of 10 days prior to the date of the hearing; and that I also sent said notice to the following corporations at the indicated addresses whose property is exempt from taxation and is therefore not carried on the records of said County Auditor.

WITNESS my hand and seal of said City this 5th day of August, 2000.


Edina City Clerk

AMENDED NOTICE SUBMITTED 7/26/00
(Official Publication)
CITY OF EDINA
4801 WEST 50TH STREET
EDINA, MINNESOTA 55424
NOTICE OF PUBLIC HEARING ON
VACATION OF DRAINAGE AND UTILITY
EASEMENTS AND PUBLIC STREET RIGHT OF WAY
IN THE CITY OF EDINA
HENNEPIN COUNTY MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Minnesota will meet on August 15, 2000, at 7:00 P.M. in the Council Chambers at 4801 West 50th Street for a public hearing for the proposed vacation of the following described public street right of way and utility and drainage easements:

The vacation of utility and drainage easement per Document No. 361375 described as follows:

The south ten feet (10') of the east one hundred eight feet (180') of Lot 2, Block 1, WANNER ADDITION

The vacation of utility and drainage easement per Document No. 3613176 described as follows:

A fifteen foot (15') wide easement lying seven and five tenths feet (7.5') on either side of the following described line: Commencing at a point in the south line of Eden Avenue, said point being three hundred sixty-five feet (365') east of the west line of Government Lot 8, Section 35, Township 117, Range 21; thence southerly parallel to the west line of said Government Lot 8 to an intersection with the easterly extension of the south line of Lot 2, Block 1 WANNER ADDITION; thence westerly to the southeast corner of said Lot 2, Block 1, WANNER ADDITION.

The vacation of roadway easement per Document No. 2419555 described as follows:

An easement over a part of Government Lot 8, Section 28, Township 117 North, Range 21 West, Hennepin County, Minnesota, for roadway purposes, 16 feet in width, being 8 feet on each side of the following described line, Commencing at a point on the south line of Eden Prairie Road, 358 feet due East from the West line of said Government Lot 8; thence south and parallel with west line of said Government Lot 8 to a point which is 612.9 feet north of the south line of said Lot 8; thence west at right angles to east line of Lot 2, Block 1, WANNER ADDITION, according to the recorded plat thereof, Hennepin County, Minnesota.

The vacation of roadway easements per in Document No. 2985877 described as follows:

An easement for roadway purposes over and across the South Twenty-five (25) feet of Lot Two (2), WANNER ADDITION, according to the recorded plat thereof on file and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota and together with an easement for roadway purposes over and across the North Twenty-five (25) feet of Lot Three (3), WANNER ADDITION, according to the recorded plat thereof.

The vacation of an easement per Document No. 3561767 described as follows:

The west ten (10) feet of the south twenty-five (25) feet of Lot 2, Block 1, WANNER ADDITION, according to the recorded plat thereof, Hennepin County, Minnesota.

All persons who desire to be heard with respect to the question of whether or not the above proposed street right of way and utility and drainage vacation is in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed street vacation affects existing easements within the area of the proposed vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric, telephone or cable television poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of such easement, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

Dated July 19, 2000

Please publish in the Edina Sun Current, Wednesday, August 2, 2000

Send two affidavits of publication

Bill to Edina City Clerk

City of Edina

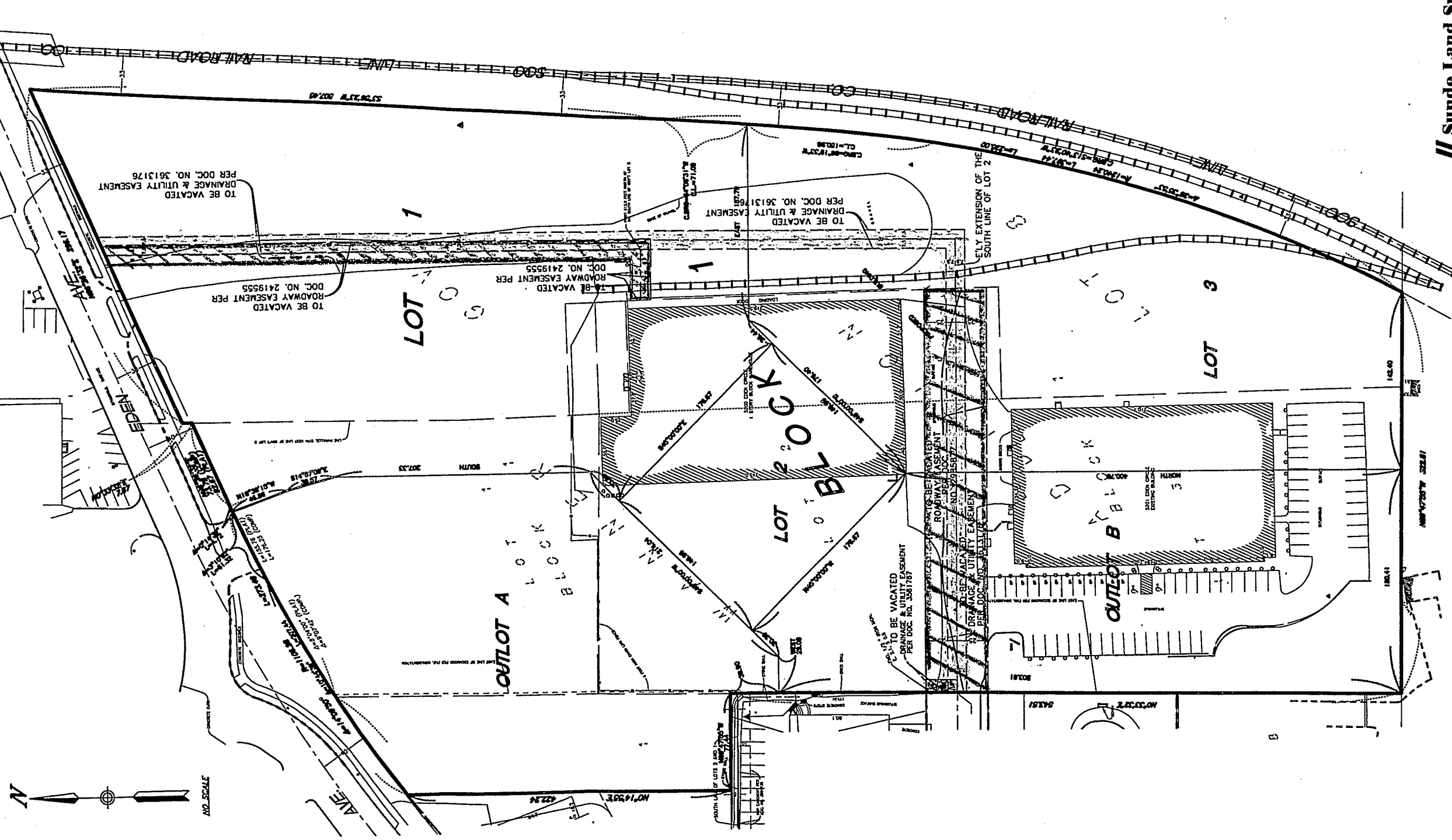
Grandview Square L.L. C.
10350 Bren Road West
Minnetonka, MN 55343

Mr. Edward Noonan
Noonan Construction
5244 Eden Circle
Edina, MN 55436

Eden Circle Limited Partnership
3500 West 80th Street
Bloomington, MN 55343

TAGS Edina
Thompson Academy of Gymnastics
5201 Eden Circle
Edina, MN 55436

EASEMENT VACATION SKETCH FOR: GRANDVIEW SQUARE



STATE OF MINNESOTA)
COUNTY OF HENNEPIN)SS
CITY OF EDINA)

CERTIFICATE OF POSTING NOTICE

I, the undersigned duly appointed and acting C. S. O for the City of Edina, County of Hennepin, State of Minnesota, do hereby certify that I have on this date posted copies of the attached notice of public hearing for easement vacation. At each of the official City bulletin boards, located at conspicuous places within the City as follows:

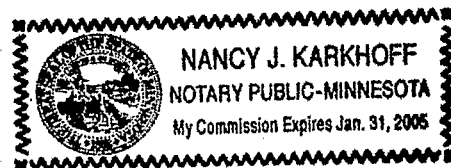
- 1) City Hall, 4801 West 50th Street
- 2) Municipal Liquor Store, 50th and France Business Area
- 3) Centennial Lakes Park Centrum, 7499 France Avenue South

Dated 7-26-00 Signed 

Signed and sworn to before me, a Notary Public
in and for Hennepin County, Minnesota, this

26 day of July 2000, ~~1999~~





AMENDED NOTICE SUBMITTED 7/26/00
(Official Publication)
CITY OF EDINA
4801 WEST 50TH STREET
EDINA, MINNESOTA 55424
NOTICE OF PUBLIC HEARING ON
VACATION OF DRAINAGE AND UTILITY
EASEMENTS AND PUBLIC STREET RIGHT OF WAY
IN THE CITY OF EDINA
HENNEPIN COUNTY MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Minnesota will meet on August 15, 2000, at 7:00 P.M. in the Council Chambers at 4801 West 50th Street for a public hearing for the proposed vacation of the following described public street right of way and utility and drainage easements:

The vacation of utility and drainage easement per Document No. 361375 described as follows:

The south ten feet (10') of the east one hundred eight feet (180') of Lot 2, Block 1, WANNER ADDITION

The vacation of utility and drainage easement per Document No. 3613176 described as follows:

A fifteen foot (15') wide easement lying seven and five tenths feet (7.5') on either side of the following described line: Commencing at a point in the south line of Eden Avenue, said point being three hundred sixty-five feet (365') east of the west line of Government Lot 8, Section 35, Township 117, Range 21; thence southerly parallel to the west line of said Government Lot 8 to an intersection with the easterly extension of the south line of Lot 2, Block 1 WANNER ADDITION; thence westerly to the southeast corner of said Lot 2, Block 1, WANNER ADDITION.

The vacation of roadway easement per Document No. 2419555 described as follows:

An easement over a part of Government Lot 8, Section 28, Township 117 North, Range 21 West, Hennepin County, Minnesota, for roadway purposes, 16 feet in width, being 8 feet on each side of the following described line, Commencing at a point on the south line of Eden Prairie Road, 358 feet due East from the West line of said Government Lot 8; thence south and parallel with west line of said Government Lot 8 to a point which is 612.9 feet north of the south line of said Lot 8; thence west at right angles to east line of Lot 2, Block 1, WANNER ADDITION, according to the recorded plat thereof, Hennepin County, Minnesota.

The vacation of roadway easements per in Document No. 2985877 described as follows:

An easement for roadway purposes over and across the South Twenty-five (25) feet of Lot Two (2), WANNER ADDITION, according to the recorded plat thereof on file and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota and together with an easement for roadway purposes over and across the North Twenty-five (25) feet of Lot Three (3), WANNER ADDITION, according to the recorded plat thereof.

The vacation of an easement per Document No. 3561767 described as follows:

The west ten (10) feet of the south twenty-five (25) feet of Lot 2, Block 1, WANNER ADDITION, according to the recorded plat thereof, Hennepin County, Minnesota.

All persons who desire to be heard with respect to the question of whether or not the above proposed street right of way and utility and drainage vacation is in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed street vacation affects existing easements within the area of the proposed vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric, telephone or cable television poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of such easement, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

Dated July 19, 2000

Please publish in the Edina Sun Current, Wednesday, August 2, 2000
Send two affidavits of publication
Bill to Edina City Clerk



City Of Edina, Minnesota

DEPARTMENT OF ADMINISTRATION

4801 West 50th Street, Edina, Minnesota 55424-1394

Phone • (612) 927-8861 TDD • (612) 826-0379 Fax • (612) 826-0390

STREET AND/OR EASEMENT VACATION REVIEWProposed Property/Area To Be Vacated: Grandview Square

City Engineer by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional
Minnegasco by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional
NSP by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional
Paragon Cable by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional
U.S. West by <u>JAN POLANDER</u>	<input checked="" type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional

Conditions: _____

_____Location: _____

Please sign and return indicating receipt of notice. Thank you for your cooperation.

Return to: City Clerk
City of Edina
4801 W. 50th Street
Edina, MN 55424
Telephone: 826-0408
Fax: 826-0390



JAN POLLANDER
861-8782

City of Edina

July 28, 2000

Ms. Jan Pollander
~~Mr. Darrell Perkins~~
~~U.S. West Communications~~ QUEST
6244 Cedar Avenue So.
Richfield, MN 55423

Re: Vacation of Utility Easements & Street Right-of-way, Grandview Square

Dear Darrell:

I am sending copies of a public hearing notice, the exhibit from the vacation request, and an Edina check off sheet for both above referenced vacation request received by my office. The City Council has scheduled the public hearing for this vacation on August 15, 2000. I would very much appreciate your response by Tuesday August 8, 2000, if possible. This allows time for City staff to complete necessary work before the public hearing. If I may answer any questions regarding this matter, or if you need any other documentation please feel free to contact me at your convenience.

Sincerely,


Debra Mangen
City Clerk

Enclosures



City of Edina

July 28, 2000

MIKE LAUGHLIN
287-3632

Mr. Andrew Dels

~~Paragon Cable~~

10210 Crosstown Circle

Eden Prairie, MN 55435-3377

SEPT Simmons 287-3607

TIMB WANNER

Re: Vacation of Utility Easements & Street Right-of-way, Grandview Square

Dear Andrew:

I am sending copies of a public hearing notice, the exhibit from the vacation request, and an Edina check off sheet for both above referenced vacation request received by my office. The City Council has scheduled the public hearing for this vacation on August 15, 2000. I would very much appreciate your response by Tuesday August 8, 2000, if possible. This allows time for City staff to complete necessary work before the public hearing. If I may answer any questions regarding this matter, or if you need any other documentation please feel free to contact me at your convenience.

Sincerely,

A handwritten signature in cursive script that reads "Debra Mangen".

Debra Mangen
City Clerk

Enclosures



City of Edina

July 28, 2000

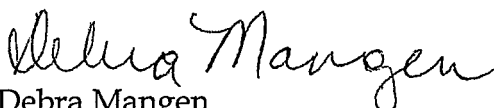
Mr. Patrick Cline
Northern States Power Company
5309 West 70th Street
Edina, MN 55435

Re: Vacation of Utility Easements & Street Right-of-way, Grandview Square

Dear Patrick:

I am sending copies of a public hearing notice, the exhibit from the vacation request, and an Edina check off sheet for both above referenced vacation request received by my office. The City Council has scheduled the public hearing for this vacation on August 15, 2000. I would very much appreciate your response by Tuesday August 8, 2000, if possible. This allows time for City staff to complete necessary work before the public hearing. If I may answer any questions regarding this matter, or if you need any other documentation please feel free to contact me at your convenience.

Sincerely,


Debra Mangen
City Clerk

Enclosures



City of Edina

July 28, 2000


Mr. Steven Von Bargaen
Minnegasco, Inc.
P.O. Box 1165
Minneapolis, MN 55440-1165

Re: Vacation of Utility Easements & Street Right-of-way, Grandview Square

Dear Steven:

I am sending copies of a public hearing notice, the exhibit from the vacation request, and an Edina check off sheet for both above referenced vacation request received by my office. The City Council has scheduled the public hearing for this vacation on August 15, 2000. I would very much appreciate your response by Tuesday August 8, 2000, if possible. This allows time for City staff to complete necessary work before the public hearing. If I may answer any questions regarding this matter, or if you need any other documentation please feel free to contact me at your convenience.

Sincerely,


Debra Mangen
City Clerk

Enclosures

(Official Publication)
CITY OF EDINA
4801 WEST 50TH STREET
EDINA, MINNESOTA 55424
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EASEMENTS AND PUBLIC STREET RIGHT OF WAY
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The vacation of utility and drainage easement per Document No. 3613176 described as follows:

A fifteen foot (15') wide easement lying seven and five tenths feet (7.5') on either side of the following described line: Commencing at a point in the south line of Eden Avenue, said point being three hundred sixty-five feet (365') east of the west line of Government Lot 8, Section 35, Township 117, Range 21; thence southerly parallel to the west line of said Government Lot 8 to an intersection with the easterly extension of the south line of Lot 2, Block 1 WANNER ADDITON; thence westerly to the southeast corner of said Lot 2, Block 1, WANNER ADDITON.

The vacation of roadway easement per Document No. 2419555 described as follows:

An easement over a part of Government Lot 8, Section 28, Township 117 North, Range 21 West, Hennepin County, Minnesota, for roadway purposes, 16 feet in width, being 8 feet on each side of the following described line, Commencing at a point on the south line of Eden Prairie Road, 358 feet due East from the West line of said Government Lot 8; thence south and parallel with west line of said Government Lot 8 to a point which is 612.9 feet north of the south line of said Lot 8; thence west at right angles to east line of Lot 2, Block 1, WANNER ADDITION, according to the recorded plat thereof, Hennepin County, Minnesota.

The vacation of roadway easements per in Document No. 2985877 described as follows:

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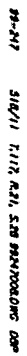
The vacation of an easement per Document No. 3561767 described as follows:

The west ten (10) feet of the south twenty-five (25) feet of Lot 2, Block 1, WANNER ADDITION, according to the recorded plat thereof, Hennepin County, Minnesota.

All persons who desire to be heard with respect to the question of whether or not the above proposed street right of way and utility and drainage vacation is in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed street vacation affects existing easements within the area of the proposed vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric, telephone or cable television poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of such easement, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

Dated July 19, 2000

Please publish in the Edina Sun Current, Wednesday, July 26 and August 2, 2000
Send two affidavits of publication
Bill to Edina City Clerk



Deb Mangen

From: Deb Mangen
Sent: Wednesday, July 26, 2000 4:19 PM
To: Meridel Hedbloom (E-mail)
Subject: Amended Notice of Public Hearing for Publication August 2, 2000

Please publish the attached amended notice of public hearing on Wednesday, August 2, 2000. Questions or problems call Deb at 826-0408. Thanks for your help.



Amended Vacation
Notice 2000-2...

Debra Mangen
Edina City Clerk
952-826-0408

AMENDED NOTICE SUBMITTED 7/26/00
(Official Publication)
CITY OF EDINA
4801 WEST 50TH STREET
EDINA, MINNESOTA 55424
NOTICE OF PUBLIC HEARING ON
VACATION OF DRAINAGE AND UTILITY
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An easement for roadway purposes over and across the South Twenty-five (25) feet of Lot Two (2), WANNER ADDITION, according to the recorded plat thereof on file and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota and together with an easement for roadway purposes over and across the North Twenty-five (25) feet of Lot Three (3), WANNER ADDITION, according to the recorded plat thereof.

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Dated July 19, 2000

Please publish in the Edina Sun Current, Wednesday, August 2, 2000

Send two affidavits of publication

Bill to Edina City Clerk

SUNDE LAND SURVEYING, LLC.

9001 EAST BLOOMINGTON FREEWAY (35W)

BLOOMINGTON, MINNESOTA 55420-3435

(952) 881-2455

FAX (952) 888-9526

www.sunde.com

LETTER OF TRANSMITTAL

To: **CITY OF EDINA**
4801 50th Street West
Edina, Mn 55424

Date: **Wednesday, July 26, 2000** Job # **99-247**

Re: **GRANDVIEW SQUARE**

Attention: **Deb Manger**

We are sending you: ☐ Attached ☐ Under Separate Cover VIA _____ The Following:

☐ Copy _____ ☐ Prints ☐ Plans ☐ Samples ☐ Specifications
☐ Shop Drawings ☐ Change Order ☐ Sepias ☐ _____

SHEET NO.	NO. OF COPIES	DATED	DESCRIPTION
1	2		REDUCTIONS

Prepared By: **David**

These are transmitted:

☐ For Approval ☐ For Review and Comment ☐ Not Approved
☐ For Your Use ☐ Approved ☐ For Your Information
☐ As Requested ☒ Approved As Noted ☐ For Bids Due
☐ _____

Notes:

cc:

Signed:



David Pemberton



**RESOLUTION NO. 2000-72
CALLING FOR PUBLIC HEARING ON VACATION DRAINAGE
AND UTILITY EASEMENTS AND
PUBLIC STREET RIGHT-OF-WAY**

City of Edina

BE IT RESOLVED by the City Council of the City of Edina as follows:

1. It is hereby found and determined that the following described property should be considered for vacation in accordance with the provisions of Minnesota Statutes, Section 160.29 and 462.348, Subd. 7:
2. This Council shall meet at 7:00 P.M. on the 15th day of August, for the purpose of holding a public hearing on whether such vacation shall be made in the interest of the public.
3. The City Clerk is authorized and directed to cause notice of said hearing to be published once a week for two weeks in the Edina Sun-Current, the official newspaper of the City, to post such notice, in at least three public and conspicuous places, as provided in Minnesota Statutes. Such notice shall be in substantially the following form:

CITY OF EDINA
4801 WEST 50TH STREET
EDINA, MINNESOTA 55424
NOTICE OF PUBLIC HEARING ON
VACATION OF DRAINAGE AND UTILITY
EASEMENTS AND PUBLIC STREET RIGHT OF WAY
IN THE CITY OF EDINA
HENNEPIN COUNTY MINNESOTA

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Passed this 18th day of July 2000.

Attest Debra A. Manger Dennis F. Maetzold
Debra A. Manger, City Clerk Dennis F. Maetzold, Mayor

STATE OF MINNESOTA)
COUNTY OF HENNEPIN) SS
CITY OF EDINA)

CERTIFICATE OF CITY CLERK

I, the undersigned duly appointed and acting City Clerk for the City of Edina do hereby certify that the attached and foregoing Resolution is a true and correct copy of the Resolution duly adopted by the Edina City Council at its regular meeting of July 5, 2000, and as recorded in the Minutes of said regular meeting.

WITNESS, my hand and seal of said City this _____ day of _____, 2000.

Debra A. Manger, City Clerk



City Of Edina, Minnesota
DEPARTMENT OF ADMINISTRATION
4801 West 50th Street, Edina, Minnesota 55424-1394
Phone • (612) 927-8861 TDD • (612) 826-0379 Fax • (612) 826-0390

PUBLIC RIGHT OF WAY VACATION APPLICATION

Applicant City of Edina

Print Name

Address 4801 West 50th Street Edina MN 55424
Street City/State Zip

Telephone No. 927-8861 Fax No. 826-0390

I hereby petition the City Council of the City of Edina to vacate all of the following described public right of way pursuant to M.S. 412.851 and Edina Code Section 820:

☒ Street ☐ Alley ☒ Utility Easement

☒ Drainage Easement ☐ Other _____

Legal description of the area proposed to be vacated:

See attached public hearing notice and map.

Does the area proposed to be vacated or any part thereof terminate at or abut upon any public water? ☐ Yes ☒ No

Please note if the area requested to be vacated terminates at or abuts upon any public water, no vacation shall be made unless written notice of the petition is served by certified mail upon the commissioner of natural resources by the City of Edina thirty days before any Council action.

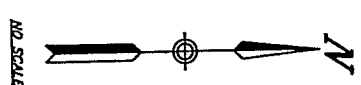
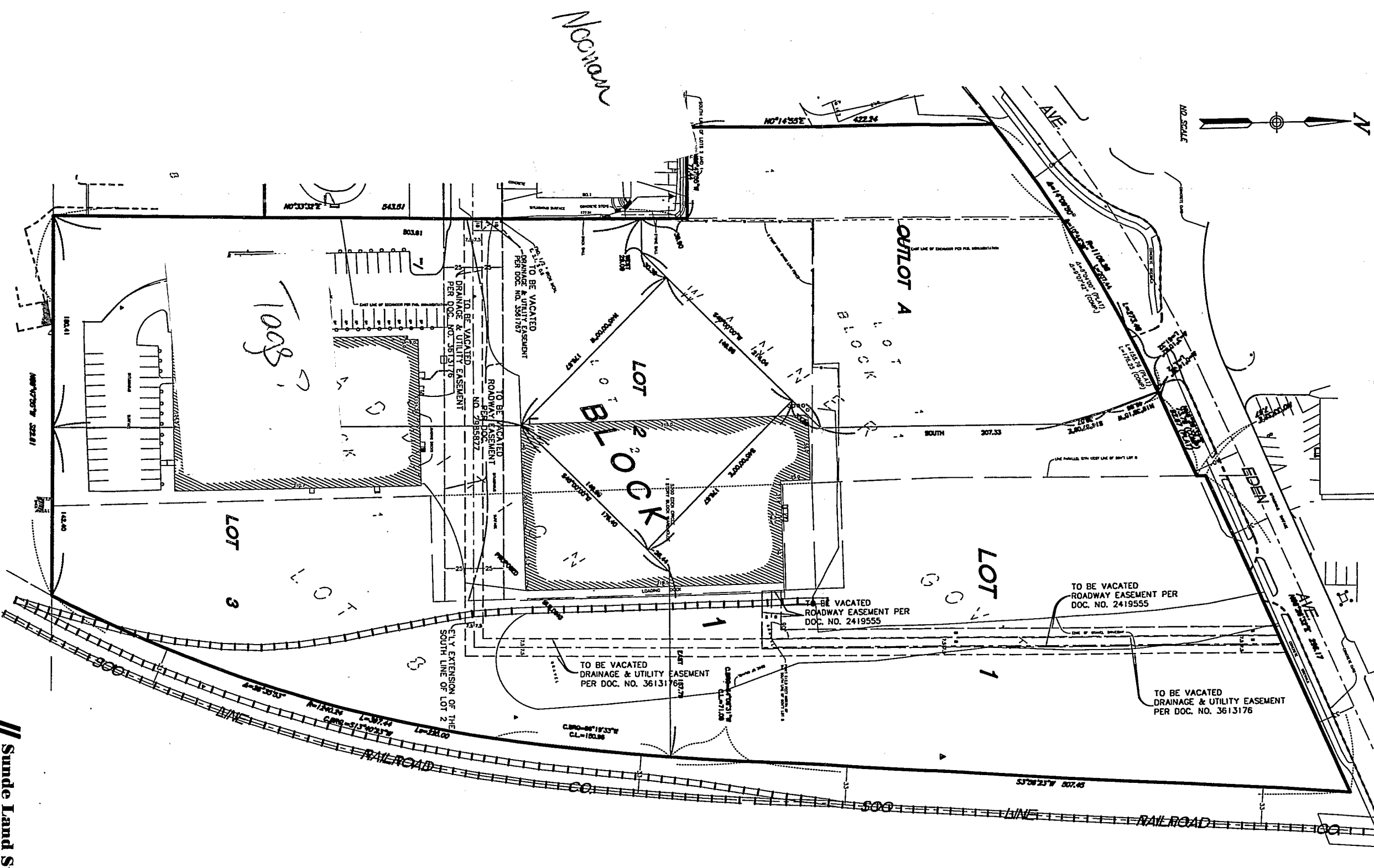
- Attach a copy of a scaled drawing showing in full detail the area proposed to be vacated.
- Include the vacation fee of \$310.00 with your application.

Date Initiated 7/18/00

Signature

Revised 1/1/2000

EASEMENT VACATION SKETCH FOR: GRANDVIEW SQUARE



EASEMENT VACATION SKETCH FOR: GRANDVIEW SQUARE

